

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

TERI R. EASTBURN,

Plaintiff,

v.

COMMISSIONER OF THE SOCIAL
SECURITY ADMINISTRATION,

Defendant.

No. CV 06-261-ST

OPINION & ORDER

MOSMAN, J.,

On March 28, 2007, Magistrate Judge Stewart issued Findings and Recommendation ("F&R") (#16) in the above-captioned case recommending the Commissioner's decision denying Ms. Doty's applications for disability insurance benefits and supplemental security income benefits be reversed and remanded for further proceedings under sentence four of 42 U.S.C. § 405(g). No objections were filed.

The magistrate judge makes only recommendations to the court, to which any party may file written objections. The district court is not bound by the recommendations of the magistrate judge, but retains responsibility for making the final determination. Where objections have been made, I conduct a *de novo* review. 28 U.S.C. § 636(b)(1)(C). However, I am not required to review, under a *de novo* or any other standard, the factual or legal conclusions of the magistrate judge to which no objections are made. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United*

States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003).

Upon review, I agree with Judge Stewart's recommendation, and I ADOPT the F&R as my own opinion.

IT IS SO ORDERED.

DATED this 30th day of April, 2007.

/s/ Michael W. Mosman

MICHAEL W. MOSMAN
United States District Court